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AN ACT

RELATING TO GOVERNMENT REORGANIZATION; AMENDING STATE
WORKFORCE DEVELOPMENT BOARD REPRESENTATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 50-14-3 NMSA 1978 (being Laws 1999,
Chapter 260, Section 3) is amended to read:

"50-14-3. STATE WORKFORCE DEVELOPMENT BOARD.--

A. The "state workforce development board" is
created. The board consists of members as provided in the
federal Workforce Investment Act of 1998 as follows:

(1) the governor;

(2) the speaker of the house of
representatives shall appoint two members from the house of
representatives;

(3) the president pro tempore shall appoint
two members from the senate; and

(4) the governor shall appoint:

(a) the secretary of economic
development or the secretary's designee;

(b) the secretary of human services or
the secretary's designee;

(c) the secretary of labor or the
secretary's designee;

(d) the secretary of public education

1 or the secretary's designee;

2 (e) representatives of business to
3 ensure that a majority of the members of the board are
4 representatives of business;

5 (f) two representatives of organized
6 labor nominated by organized labor;

7 (g) two chief elected officials;

8 (h) two representatives of
9 organizations that have special knowledge and experience of
10 youth training activities;

11 (i) two representatives of
12 organizations that have experience and expertise in the
13 delivery of workforce investment activities, including one
14 chief executive officer of a community college; and

15 (j) one community-based organization
16 that conducts training activities.

17 B. In making the appointments, the speaker of the
18 house, the president pro tempore and the governor shall
19 consider gender, ethnicity and geographic diversity.

20 C. A vacancy on the board shall be filled in the
21 same manner as regular appointments are made for the
22 unexpired portion of the regular term.

23 D. All terms shall be for four years.

24 E. A majority of the members of the board shall be
25 representatives of business who are owners of businesses,

1 chief executives or operating officers of businesses and
2 other business executives or employers with optimum
3 policymaking or hiring authority, including members of local
4 boards.

5 F. The governor shall appoint one of the business
6 representatives as chairman of the board.

7 G. The board shall meet at the call of the
8 chairman.

9 H. A majority of the board members constitutes a
10 quorum.

11 I. Members are eligible to be paid pursuant to the
12 Per Diem and Mileage Act.

13 J. A member of the board may not vote on a matter
14 under consideration by the board relating to provision of
15 services by the member or by the entity the member
16 represents, or that would provide direct financial benefit to
17 the member or his immediate family, or that is an activity
18 determined by the governor to be a conflict of interest as
19 provided in the state plan prepared pursuant to the federal
20 Workforce Investment Act
21 of 1998."
